

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

WILLIAM WHITFORD, ROGER ANCLAM, )  
EMILY BUNTING, MARY LYNNE DONOHUE, )  
HELEN HARRIS, WAYNE JENSEN, )  
WENDY SUE JOHNSON, JANET MITCHELL, )  
ALLISON SEATON, JAMES SEATON, )  
JEROME WALLACE, and DONALD WINTER, )

No. 15-cv-421-bbc

Plaintiffs, )

v. )

GERALD C. NICHOL, THOMAS BARLAND, )  
JOHN FRANKE, HAROLD V. FROELICH, )  
KEVIN J. KENNEDY, ELSA LAMELAS, and )  
TIMOTHY VOCKE, )

Defendants. )

---

**DEFENDANTS' EXHIBIT LIST**

---

In accordance with the Court's October 15, 2015, Scheduling Order (Dkt. 33) and Civil L.R. 16(c)(1), the Defendants submit the following exhibit list, together with objections from the Plaintiffs.

***Defendants' Exhibits (Exhibits Defendants Expect to Use)***

<b>EXHIBIT (S) OF DEFENDANTS</b>			<p>WILLIAM WHITFORD, et al., Plaintiffs,</p> <p>V. Case No. 15-cv-0421-bbc</p> <p>GERALD NICHOL, et al., Defendants.</p>	
Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	501		Map of Act 43 legislative districts from pages 20–98 of the 2015–2016 Wisconsin Blue Book	
	502		Electronic version of map of Act 43 from LTSB website	
	503		2011 Wisconsin Act 43	Plaintiffs request that Defendants add in exhibits reflecting the amendment/changes after <i>Baldus</i> for completeness.
	504		Appendix to 2011 Wisconsin Act 43	
	505		Map of 2002 Assembly Districts showing over- and under-population ( <i>Baldus</i> Trial Ex. 1121)	
	506		Map of 2002 Senate Districts showing over- and under-population ( <i>Baldus</i> Trial Ex. 1122)	
	507		Table 1 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Ok subject to verification that numbers are consistent

Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	508		Table 2 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Object – hearsay/not stipulated to in <i>Baldus</i>
	509		Table 4 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Ok subject to verification that numbers are consistent
	510		Table 17 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Object – hearsay/not stipulated to in <i>Baldus</i>
	511		Table 20 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Object – hearsay/not stipulated to in <i>Baldus</i>
	512		Table 21 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Ok subject to verification that numbers are consistent
	513		Table 22 to the pretrial report filed on February 14, 2012 in <i>Baldus</i>	Ok subject to verification that numbers are consistent
	514		Maps of Wisconsin legislative districts drawn by the court in <i>Baumgart v. Wendelberger</i> from pages 20–98 of the 2009–2010 Wisconsin Blue Book	
	515		Electronic version of map of legislative districts drawn by the court in <i>Baumgart v. Wendelberger</i> Act 43 from LTSA shape files	
	516		Maps of Wisconsin legislative districts drawn by the court in <i>Prosser v. Elections Board</i> from pages 22–98 of the 2001–2002 Wisconsin Blue Book	
	517		Maps of Wisconsin legislative districts enacted in 1983 from pages 22–98 of the 1991–1992 Wisconsin Blue Book	

Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	518		Maps of Wisconsin legislative districts enacted by the Eastern District of Wisconsin in 1982 from pages 22–98 of the 1983–1984 Wisconsin Blue Book	
	519		Maps of Wisconsin legislative districts enacted in 1972 from pages 22–99 of the 1981–1982 Wisconsin Blue Book	
	520		Map of Demonstration Plan legislative districts from shape files produced by Kenneth Mayer	
	521		The section of the Wisconsin Blue Book containing the results of the November general elections in 1972	
	522		The section of the Wisconsin Blue Book containing the results of the November general elections in 1974	
	523		The section of the Wisconsin Blue Book containing the results of the November general elections in 1976	
	524		The section of the Wisconsin Blue Book containing the results of the November general elections in 1978	
	525		The section of the Wisconsin Blue Book containing the results of the November general elections in 1980	
	526		The section of the Wisconsin Blue Book containing the results of the November general elections in 1982	
	527		The section of the Wisconsin Blue Book containing the results of the November general elections in 1984	
	528		The section of the Wisconsin Blue Book containing the results of the November general elections in 1988	
	529		The section of the Wisconsin Blue Book containing the results of the November general elections in 1992	
	530		The section of the Wisconsin Blue Book containing the results of the November general elections in 1994	
	531		The section of the Wisconsin Blue Book containing the results of the November general elections in 1996	

Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	532		The section of the Wisconsin Blue Book containing the results of the November general elections in 1998	
	533		The Government Accountability Board election results from the November general elections in 2000, including the results shown county-by-county	
	534		The Government Accountability Board election results from the November general elections in 2002, including the results shown county-by-county	
	535		The Government Accountability Board election results from the November general elections in 2004, including the results shown county-by-county	
	536		The Government Accountability Board election results from the November general elections in 2006, including the results shown county-by-county	
	537		The Government Accountability Board election results from the November general elections in 2008, including the results shown county-by-county	
	538		The Government Accountability Board election results from the November general elections in 2010, including the results shown county-by-county	
	539		The Government Accountability Board election results from the November general elections in 2012	
	540		The Government Accountability Board election results from the gubernatorial recall election in June 2012, including the results shown county-by-county	
	541		The Government Accountability Board election results from the November general elections in 2014, including the results shown county-by-county	
	542		The City of Milwaukee Election Commission results from the November general elections in 2000	

Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	543		The City of Milwaukee Election Commission results from the November general elections in 2004	
	544		The City of Milwaukee Election Commission results from the November general elections in 2008	
	545		The City of Milwaukee Election Commission results from the November general elections in 2012	
	546		Expert report of Nicholas Goedert including all tables, charts and maps therein	
	547		Expert report of Sean Trende including all tables, charts and maps therein	Note – Plaintiffs reserve their motion in limine against Sean Trende
	548		Nicholas Goedert, <i>Gerrymandering or Geography? How Democrats won the popular vote but lost the Congress in 2012</i> , Research and Politics, April–June 2014: 1–8	
	549		Nicholas Goedert, <i>The Case of the Disappearing Bias: A 2014 Update to the “Gerrymandering or Geography” Debate</i> , Research and Politics, 2015	
	550		Jowei Chen & Jonathan Rodden, <i>Unintentional Gerrymandering: Political Geography and Electoral Bias in Legislatures</i> , Quarterly Journal of Political Science, 2013, 8: 239–269	
	551		Spreadsheet entitled “WisCompact” on the drive produced by R. Keith Gaddie in <i>Baldus</i> and marked as Gaddie Dep. Ex. 57	
	552		June 19, 2011 memo from Adam Foltz to Rep. Gary Bies regarding new district (Dep. Ex. 100 from February 1, 2012 Foltz deposition in <i>Baldus</i> ).	
	553		Spreadsheet entitled “Composite_Current_Curve” from computer WRK32586	

Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	554		Spreadsheet entitled "Team_Map_Curve" from computer WRK32586	
	555		Spreadsheet entitled "Team_Map_Autobound_Matrix" from computer WRK32864	
	556		Spreadsheet entitled "Merged Matrix output" from computer WRK32586	
	557		Spreadsheet entitled "C_Users_tottman.WRK32587_Desktop_Incumbents_Assembly_2011_2012" from external hard drive for computer WRK52587	
	558		Deposition Exhibit 112 from the February 1, 2012 deposition of Adam Foltz in the <i>Baldus</i> case	
	559		Mayer Dep. Ex. 5 (spreadsheet containing efficiency gap calculation for Act 43 assuming no incumbents and every seat contested)	
	560		Mayer Dep. Ex. 8 (spreadsheet containing efficiency gap calculation for "Gaddie metric")	
	561		Mayer Dep. Ex. 10 (spreadsheet containing efficiency gap calculation for Demonstration Plan assuming no incumbents and every seat contested)	
	562		Mayer Dep. Ex. 67 (spreadsheet containing information on incumbents who ran for reelection in 2012 in Act 43 districts)	
	563		Mayer Dep. Ex. 68 (spreadsheet containing information on incumbency in districts in the Demonstration Plan)	
	564		Mayer Dep. Ex. 69 (spreadsheet containing efficiency gap calculation for Act 43 with incumbents)	
	565		Mayer Dep. Ex. 70 (spreadsheet containing efficiency gap calculation for Demonstration Plan with incumbents)	
	566		Mayer Dep. Ex. 71 (spreadsheet containing efficiency gap calculation for Demonstration Plan with incumbents)	
	567		Mayer spreadsheet entitled "Revised Act 43 Swing Rebuttal"	

Date	Identification		Description	Offers, Objections, Rulings, Exceptions
	No.	Witness		
	568		Mayer spreadsheet entitled “Revised Efficiency Gap – Incumbents in My Plan”	
	569		Mayer spreadsheet entitled “Revised Swing Ratio INCUMBENTS”	
	570		Demonstrative exhibit showing district-by-district Assembly election results from 2004 through 2010 along with the partisan scores from the legislative staff’s average of statewide races	Plaintiffs reserve objections to this demonstrative exhibit
	571		Demonstrative exhibit showing district-by-district Assembly election results from 2012 and 2014 along with partisan scores from the legislative staff’s composite model and Mayer’s baseline partisanship model	Plaintiffs reserve objections to this demonstrative exhibit
	572		Demonstrative exhibit showing the 2010 Assembly election results for the seats shown in Mayer’s illustrative maps, Dkt. 1-1	Plaintiffs reserve objections to this demonstrative exhibit
	573		Demonstrative exhibits showing Mayer’s baseline partisanship scores for the Demonstration Plan districts included in Mayer’s illustrative maps, Dkt. 1-1	Plaintiffs reserve objections to this demonstrative exhibit

Dated May 10, 2016

BRAD D. SCHIMEL  
Wisconsin Attorney General

By: /s/ Brian P. Keenan

Assistant Attorney General  
State Bar #1056525  
Wisconsin Department of Justice  
Post Office Box 7857  
Madison WI 53707  
(608) 266-0020  
keenanbp@doj.state.wi.us

*Attorney for Defendants*